

Docket No.: 22956-262

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

: David M. Selvitelli et al.

Application No.

: 10/708,308

Filed

: February 24, 2004

Entitled

METHODS AND DEVICES FOR

REPAIRING TISSUE

Confirmation No.: 2307

Group Art Unit: 3731

Examiner: Not Yet Assigned

Certificate of Mailing (37 C.F.R. 1.8(a))

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08 and attached hereto (copies of U.S. Patents and Publications cited are not provided as this application was filed after June 30, 2003).

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom. In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists, and in accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)), and thus no fees are

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believed to be due. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 22956-262.

Respectfully submitted,

Date: May 5, 2004

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Substitute for form 1449A/B/PTO				Complete if Known		
				Application Number	10/708,308-Conf. #2307	
INFORMATION DISCLOSURE				Filing Date	February 24, 2004	
STATEMENT BY APPLICANT			APPLICANT	First Named Inventor	David M. Selvitelli	
(Use as many sheets as necessary)				Art Unit	N/A	
				Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	022956-0262	

	U.S. PATENT DOCUMENTS					
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant	
Initials*	No.1	Number-Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Figures Appear	
	AA	US-2,738,790	05-20-1956	Todt et al.		
	AB	US-4,961,741	10-09-1990	Hayhurst		
	AC	US-5,085,661	02-04-1992	Moss		
	AD	US-5,470,337	11-28-1995	Moss		
	AE	US-5,507,704	04-16-1996	Green et al.		
	AF	US-5,810,848	09-22-1998	Hayhurst		
	AG	US-5,891,168	04-06-1999	Thal		
	AH	US-6,066,146	05-23-2000	Carroll et al.	·	
	ΑI	US-6,500,184	12-21-2002	Chan et al.		
	AJ	US-2001/0041916	11-15-2001	Bonutti		
	AK	US-2001/0049537	12-06-2001	Kortenbach	,	
	AL	US-2002/0019649	02-14-2002	Sikora et al.		
	AM	US-2002/0173800	11-21-2002	Dreyfuss et al.		
	AN	US-2002/0198542	12-26-2002	Yamamoto et al.		

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
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NON PATENT LITERATURE DOCUMENTS						
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